IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

Bail Appl..No. 7000 of 2007()

CRIME NO. 300/2007 OF FEROKE POLICE STATION

PETITIONERS/ACCUSED

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1. ABDUL RAHMAN.E., S/O.AHAMMED HAJI,
   PALLIYALIL HOUSE, MORAYOOR, KONDOTTY,
   MALAPPURAM DISTRICT.

2. SUBRAMANIAN.V., S/O.KARIYATHAN,
   MALIL HOUSE, PUTHUKKODE, RAMANATTUKARA,
   KOZHIKODE DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS: STATE

THE STATE OF KERALA, REPRESENTED
BY THE SUB INSPECTOR OF POLICE,
FEROKE POLICE STATION-THROUGH THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM, KOCHI-31.

BY PUBLIC PROSECUTOR ADV.SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No. 7000 of 2007

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Dated this the 19th day of November, 2007

ORDER

Application for regular bail. The petitioners are accused 1 and 2. The crux of the allegations against the petitioners is that while the de facto complainant was returning from Pazhani to his native place, miscreants in a car and in a motorcycle intercepted them and forcibly took away the vehicle. The alleged incident took place on 15.10.07. The petitioners, who are accused 1 and 2, were arrested on 23.10.07. The vehicle has already been recovered. The petitioners continue in custody from 23.10.07..

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that virtually it was a dispute regarding the ownership and non payment of money in respect of the car which led to the incident in question. Crime though serious in nature, I take note of the fact that the petitioners continue in custody from 23.10.07. They can now be enlarged on bail. The learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to

appropriate and strict conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall execute bonds for Rs.1,00,000/- (Rupees one lakh only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make themselves available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE